

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants :Tetsuo NAGANO

Group Art Unit : 1797

Appl. No. : 10/598,250

Examiner : Dwan Gerido

I.A. Filed : February 22, 2005

Confirmation No. : 1730

For : FLUORESCENT PROBE

ELECTION WITH TRAVERSE

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, **Mail Stop Amendment**
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

This is in response to the requirement for restriction under 35 U.S.C. 121 and 372 dated September 14, 2009, which sets a one month shortened statutory period for response until October 14, 2009.

Applicant hereby requests an extension of time for five months to extend the period for response until March 15, 2010 (March 14, 2010 being a Sunday), and are concurrently filing a formal Request for Extension of Time for five months accompanied by the government fee. If for any reason the formal extension of time is not associated with the file at the Patent and Trademark Office and/or if any fee is necessary for maintaining the pendency of the application, this is an express request for any required extension of time to maintain pendency of the application and authorization to charge any required fee, including any extension of time and/or claims fee, to maintain pendency of the application to Deposit Account No. 19-0089.

Remarks, beginning on page 2, include Applicants' Election with Traverse.